

1 MCGREGOR W. SCOTT  
United States Attorney  
2 LAURA L. FERRIS  
Assistant U.S. Attorney  
3 501 I Street, Suite 10-100  
Sacramento, California 95814  
4 Telephone: (916) 551-2932  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, )  
11 ) 2:03-CR-0545 FCD  
Plaintiff, )  
12 )  
v. )  
13 ) MOTION TO DISMISS INDICTMENT  
STEVEN BUTH, ) AND ARREST WARRANT FILED  
14 ) AGAINST DEFENDANT STEVEN BUTH  
Defendant. )  
15 \_\_\_\_\_ )  
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17 Plaintiff United States of America, by and through its  
18 undersigned counsel, and pursuant to Fed. R. Crim. P. 48, moves to  
19 dismiss the indictment and arrest warrant in the above-captioned  
20 action filed on December 19, 2003. The basis for the request is  
21 that the government has recently learned that the defendant died in  
22 Texas on September 24, 2007. Accordingly, the government submits  
23 this motion to dismiss the indictment and arrest warrant filed

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1 against defendant Steven Buth.

2 DATED: October 18, 2007

MCGREGOR W. SCOTT  
United States Attorney


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4 By: /s/ Laura L. Ferris  
5 LAURA L. FERRIS  
6 Assistant U.S. Attorney  
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8 ORDER

9 Based on the motion of the government, and GOOD CAUSE APPEARING  
10 THEREFORE, the Court hereby orders that the indictment and arrest  
11 warrant filed against Steven Buth on December 19, 2003, be and are  
12 hereby dismissed.

13 IT IS SO ORDERED.

14 DATED: October 18, 2007

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18 FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE  
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